

IN THE UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF WISCONSIN

DARNELL WESLY MOON,
34077-044,

Petitioner,

v.

ORDER

08-cv-715-bbc

C. HOLINKA, Warden of FCI Oxford;
LIEUETENANT WILLIAMS, SIS Lieutenant of Oxford;
P. SHANKS, Unit Manager;
T. EDGECOMB, JR., Correctional Counselor;
MS. FEATHERS, Associate Warden; and
MS. HINE, Mailroom Supervisor;

Respondents.

Petitioner Darnell Wesly Moon, a prisoner at the Federal Correctional Institution in Oxford, Wisconsin, has submitted a proposed complaint. He asks for leave to proceed in forma pauperis. Because petitioner is a prisoner, he is subject to the 1996 Prisoner Litigation Reform Act. This means that before this court may decide whether he can proceed with his complaint in forma pauperis, petitioner will have to make an initial partial payment of the filing fee in the amount of \$172.75 and the remainder of the fee in monthly installments even if his request for leave to proceed is denied. Petitioner should show a copy of this order to prison officials in order to insure that they are aware they should send

petitioner's initial partial payment to this court.

ORDER

IT IS ORDERED that petitioner is assessed \$172.75 as an initial partial payment of the \$350 fee for filing this case. He is to submit a check or money order made payable to the clerk of court in the amount of \$172.75 on or before January 2, 2009. If, by January 2, 2009, petitioner fails to make the initial partial payment or show cause for his failure to do so, he will be held to have withdrawn this action voluntarily. In that event, the clerk of court is directed to close this file without prejudice to petitioner's filing his case at a later date.

Entered this 15th day of December, 2008.

BY THE COURT:

/s/

BARBARA B. CRABB
District Judge